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INFO OCT-01 ADS-00 INR-10 EUR-12 SS-15 AF-10 CIAE-00
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DEPARTMENT OF STATE A/CDC/MR
REVIEWED BY J.L. DATE 9/30/82
FDS☐ or XDS☐ EXT. DATE
TS AUTH. REASON(S)
ENDORSE EXISTING MARKINGS ☐
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USIAEA
E.O. 12065: N/A
TAGS: IAEA, IZ, IS
SUBJECT: IAEA BOARD OF GOVERNORS CONSIDERATION OF RESOLUTION ON ISRAELI AIR STRIKE ON IRAQI NUCLEAR FACILITY
REFERENCE: VIENNA 6746

1. QUOTED BELOW IS TEXT OF DRAFT RESOLUTION ON ISRAELI ATTACK ON IRAQI NUCLEAR CENTER AS IT EMERGED FROM NEGOTIATIONS BETWEEN WESTERN COUNTRIES (INCLUDING US) AND SPONSORS. (ORIGINAL VERSION IS CONTAINED IN REF.) WE ASSUME "UNPROVOKED" IN OPERATIVE PARA 1, "SUSPENDING" IN OPERATIVE 2, AND OPERATIVE 4 ARE UNACCEPTABLE. WE WOULD APPRECIATE KNOWING WHETHER WE CAN INFORM SPONSORS THAT, WITH DELETION OF THESE OFFENDING PASSAGES, RESOLUTION COULD BE ACCEPTED BY US.

2. IF WE CANNOT ACCEPT AMENDED TEXT, SPONSORS WILL PUT ORIGINAL DRAFT RESOLUTION TO BOARD. WE WILL SEEK VOTE ON RESOLUTION AS A WHOLE, BUT ASSUME THEY WILL

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WISH PARAGRAPH BY PARAGRAPH VOTE. WE WILL NEED INSTRUCTIONS AS TO HOW TO VOTE ON EACH PARAGRAPH, BOTH ORIGINAL TEXT VERSION AND AMENDED VERSION.

3. WE ANTICIPATE THAT WE WOULD BE ALONE IN OBJECTING TO ANY OF PREAMBULAR PARAGRAPHS AND OPERATIVE PARA 1, WHETHER IN ORIGINAL OR IN AMENDED VERSION. WE ANTICIPATE WE WOULD BE JOINED BY AUSTRALIA, CANADA PERHAPS SOME EC MEMBERS AND LATIN AMERICANS IN VOTING AGAINST ORIGINAL OPERATIVE PARA 2. WE WOULD HAVE LESS COMPANY IN VOTING AGAINST AMENDED VERSION OF OPERATIVE PARA 2 IF IT INCLUDED WORD "SUSPENDING", AND WE WOULD PROBABLY BE ALONE IN VOTING AGAINST AMENDED OPERATIVE PARA 2 IF "SUSPENDED" WERE OMITTED. ORIGINAL OPERATIVE PARA 3 WOULD PROBABLY BE OPPOSED BY OURSELVES AND SOME EUROPEANS. AMENDED PARA 3 WILL BE ACCEPTABLE TO ALL. CANADA MIGHT JOIN US IN OPPOSING OPERATIVE PARA 4. WE ANTICIPATE NO OBJECTIONS

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TO OPERATIVE PARAS 5, 6 AND 7.
4. WE RECOMMEND THAT WE BE INSTRUCTED TO:
VOTE AGAINST PREAMBULAR PARAS D, E, F, G, AND H IN THE ORIGINAL VERSION, BUT AUTHORIZED TO VOTE FOR THEM IN THE AMENDED VERSION;
VOTE AGAINST OPERATIVE PARA 1 IF EITHER THE WORDS "UNWARRANTED" OR "UNPROVOKED" ARE RETAINED;
VOTE AGAINST PARA 2 IN THE ORIGINAL VERSION OR THE AMENDED VERSION IF "SUSPENDING" IS RETAINED, BUT TO VOTE FOR PARA 2 IN THE AMENDED VERSION WITHOUT "SUSPENDING."
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VOTE AGAINST PARA 3 IN THE ORIGINAL VERSION BUT FOR IT IN THE AMENDED VERSION;
VOTE AGAINST PARA 4;
VOTE IN FAVOR OF OPERATIVE PARAS 5, 6, AND 7.
WE ASSUME WE WOULD VOTE AGAINST THE RESOLUTION AS A WHOLE IF WE HAD TO VOTE AGAINST ANY OPERATIVE PARAGRAPH.
4. TEXT OF RESOLUTION FOLLOWS:
MILITARY ATTACK ON IRAQI NUCLEAR RESEARCH CENTRE AND ITS IMPLICATIONS FOR THE AGENCY
DRAFT RESOLUTION SUBMITTED BY IRAQ
THE BOARD OF GOVERNORS,
(A) RECALLING THAT ACCORDING TO ARTICLE II OF THE STATUTE THE AGENCY SHALL SEEK TO ACCELERATE AND ENLARGE THE CONTRIBUTION OF ATOMIC ENERGY TO PEACE, HEALTH AND PROSPERITY THROUGHOUT THE WORLD,
(B) RECALLING FURTHER THAT ACCORDING TO ARTICLE 2.4 OF THE CHARTER OF THE UNITED NATIONS ALL MEMBERS SHALL REFRAIN IN THEIR INTERNATIONAL RELATIONS FROM THE THREAT OR USE OF FORCE AGAINST THE TERRITORIAL INTEGRITY OR POLITICAL INDEPENDENCE OF ANY STATE, OR IN ANY OTHER MANNER INCONSISTENT WITH THE PURPOSES OF THE UNITED NATIONS,
(C) RECOGNIZING THE INALIENABLE RIGHT OF ALL MEMBER
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STATES OF THE AGENCY TO DEVELOP NUCLEAR ENERGY FOR
PEACEFUL PURPOSES, TO FURTHER THEIR SCIENTIFIC, TECH-
NOLOGICAL AND ECONOMIC DEVELOPMENT,
(D) MINDFUL OF THE FACT THAT IRAQ SUBSCRIBES TO THE
AGENCY'S SAFEGUARDS SYSTEM AND IS A PARTY TO THE TREATY
ON THE NON-PROLIFERATION OF NUCLEAR WEAPONS,
(E) NOTING THE STATEMENT OF THE DIRECTOR GENERAL TO
THE EFFECT THAT IRAQ HAS FULFILLED ITS OBLIGATIONS
UNDER AGENCY SAFEGUARDS PURSUANT TO THE NON-PROLIFERATION
TREATY TO THE SATISFACTION OF THE AGENCY,
(F) INFORMED THAT ON 7 JUNE 1981 ISRAEL CARRIED OUT
A MILITARY ATTACK ON THE IRAQI NUCLEAR RESEARCH CENTRE
DAMAGING THE NUCLEAR FACILITIES AND CAUSING LOSS OF
HUMAN LIFE,
(G) CONSCIOUS THAT THIS MILITARY ACTION, BESIDES
AFFECTING THE SECURITY AND PEACE OF THE REGION, HAS
SHOWN CLEAR LACK OF FAITH IN THE AGENCY'S SAFEGUARDS
REGIME AND THE NON-PROLIFERATION TREATY AND ALSO
COULD DO GREAT HARM TO THE DEVELOPMENT OF NUCLEAR
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ENERGY FOR PEACEFUL PURPOSES, AND
(H) GRAVELY CONCERNED BY THE FAR-REACHING IMPLICATIONS
FACILITIES IN A MEMBER STATE.
1. STRONGLY CONDEMNS ISRAEL FOR THIS PREMEDITATED
AND UNPROVOKED ATTACK ON THE IRAQI NUCLEAR RESEARCH
CENTRE, WHICH IS COVERED BY AGENCY SAFEGUARDS;
2. RECOMMENDS TO THE GENERAL CONFERENCE AT ITS FORTH-
COMING REGULAR SESSION TO CONSIDER THE IMPLICATIONS
OF THE ISRAELI ATTACK FOR THE IAEA, INCLUDING THE QUESTION
OF (SUSPENDING) THE EXERCISE BY ISREAL OF ITS PRIVILEGES
AND RIGHTS OF MEMBERSHIP;
OF (SUSPENDING) THE EXERCISE BY ISREAL OF ITS PRIVILEGES
AND RIGHTS OF MEMBERSHIP;
3. REMINDS ALL MEMBER STATES OF THE AGENCY OF UN
GENERAL ASSEMBLY RESOLUTION NO. 35/157 CALLING FOR AN
END TO ALL TRANSFER OF FISSIONABLE MATERIAL AND NUCLEAR
TECHNOLOGY TO ISRAEL;

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4. RECOMMENDS THAT THE AGENCY SUSPEND PROVIDING ANY ASSISTANCE TO ISRAEL UNDER ITS TECHNICAL ASSISTANCE PROGRAMME;

5. URGES THE AGENCY'S MEMBER STATES TO PROVIDE EMERGENCY ASSISTANCE REQUESTED BY IRAQ TO DEAL WITH THE AFTERMATH OF THIS ATTACK;

6. REAFFIRMS ITS CONFIDENCE IN THE EFFECTIVENESS OF THE AGENCY'S SAFEGUARDS SYSTEM AS A RELIABLE MEANS FOR VERIFYING PEACEFUL USE OF A NUCLEAR FACILITY; AND

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7. REQUESTS THE DIRECTOR GENERAL TO TRANSMIT THIS RESOLUTION TO THE UN SECURITY COUNCIL.

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